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COUNTY OF SANTA CRUZ, MARTIN ERYAVEC

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E -FILED CASE

16 JAMES NAY, SR.) CASE NO. C 06 - 02468 JW PVT
17)
18 Plaintiff,) DISMISSAL BY STIPULATION;
19) REQUEST FOR ORDER
20 vs.)
21 COUNTY OF SANTA CRUZ,)
MARTIN ERYAVEC, AND DOES)
22 ONE THROUGH TEN;)
23 Defendants.)
24 _____)

25 Counsel for the plaintiff and defendants submit the following stipulated order of dismissal with
26 prejudice for the signature of the Honorable James Ware to terminate the above-captioned lawsuit:

27 Plaintiff, James Nay, Sr., through his counsel, Kate Wells, agrees to voluntarily dismiss with
28 prejudice the above-captioned lawsuit against defendants, County of Santa Cruz and Martin Eryavec.

DISMISSAL BY STIPULATION; REQUEST FOR ORDER

Nay v. County of Santa Cruz, et al. Case No. C06-02468

1 The dismissal is in exchange for a full and final settlement of plaintiff's claims against the defendants.

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3 IT IS SO STIPULATED:

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LAW OFFICE OF KATE WELLS

Dated: October 26, 2007

/s/
KATE WELLS
Attorney for Plaintiff JAMES NAY, SR.

DANA McRAE, COUNTY COUNSEL

Dated: October 26, 2007

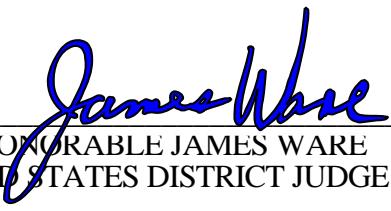
By: _____ /s/
JESSICA ESPINOZA
Assistant County Counsel
Attorneys for Defendants, COUNTY OF
SANTA CRUZ, MARTIN ERYAVEC

ORDER BY STIPULATION

The foregoing stipulation showing good cause to dismiss the above-captioned case,
IT IS HEREBY ORDERED that this case be dismissed with prejudice.

All scheduling dates, deadlines and hearings are terminated. The Clerk shall close the
file.

Dated: October 26, 2007


THE HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE